

**PROCEEDINGS OF THE CITY-PARISH COUNCIL MEETING OF THE CITY-PARISH OF LAFAYETTE, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING OF APRIL 26, 2005.**

**ATTENDANCE**

**COUNCIL:** Randy Menard – Chair (District 9), Bobby Badeaux (District 1), Dale Bourgeois (District 2), Christopher J. Williams, Ph.D. (District 3), Louis C. Benjamin, Jr. (District 4), Lenwood Broussard (District 5), Bruce Conque (District 6), Marc Mouton (District 7)

**ABSENT:** Rob Stevenson (District 8)

**COUNCIL STAFF:** Norma Dugas (Clerk of the Council), Sally Angers (Administrative Assistant)

**ADMINISTRATIVE STAFF:** Dee Stanley (CAO), Becky Lalumia (CFO), Gail Smith, Administrative Services, Eleanor Bouy (Director of Planning, Zoning and Codes), Terry Huval (Utilities Director), Tom Carroll (Public Works Director), Pat Ottinger (Legal Counsel), Randy Hundley (Police Chief), Robert Benoit (Fire Chief), Gerald Boudreaux (Director of Parks & Recreation)

**COMMENCEMENT**

(TAPE 1)(SIDE A) (001) AGENDA ITEM NO. 1: Call to order.

Councilmember Randy Menard called the Regular Council Meeting of April 26, 2005 to order.

(TAPE1)(SIDE A)(002) AGENDA ITEM NO. 2: Invocation and Pledge of Allegiance.

The Chair called upon Councilmember Marc Mouton to give the invocation and then lead the Pledge of Allegiance.

**ANNOUNCEMENTS**

(TAPE 1)(SIDE A)(023) AGENDA ITEM NO. 3: **EXECUTIVE/PRESIDENT'S REPORT.**  
No report was given.

(TAPE 1)(SIDE A)(024) Chair Menard stated that Councilman Mouton has requested that Agenda Item 8a be presented at this time. There were no objections.

(TAPE 1)(SIDE A)(029) AGENDA ITEM NO. 8a: Presentation of video - "No Fear, No Future" Program.

Mouton stated that the "No Fear, No Future" program put on by the Junior League of Lafayette was presented at the April 5th meeting but the video could not be shown until tonight. Mouton then introduced Angie Quoyeser who stated that the program is shown to high school students and is about making responsible decisions in regards to drinking and driving. After the video was shown, Ms. Quoyeser stated that if anyone would like to see the video they can contact the Junior League.

**ORDINANCE FOR FINAL ADOPTION – ZONING**

(TAPE 1)(SIDE A)(444) Chair Menard said there has been a request by Eleanor Bouy, Director of Planning & Zoning, to take Agenda Item No. 5 before Agenda Item No. 4. There were no objections.

(TAPE 1)(SIDE A)(453) AGENDA ITEM NO. 5: O-062-2005 An ordinance of the Lafayette City-Parish Council amending the Comprehensive Zoning Ordinance so as to reclassify certain properties having frontage on Louisiana Avenue, Case NO. ZON2005-004 Louisiana Avenue Comprehensive Property Rezoning, located generally east and west of Louisiana Avenue, from north of East Willow Street to north of East Pont Des Mouton Road, from R-1-A (Single-Family Residential), R-1-B (Single-Family Residential), R-1-C (Single and Two-Family Residential), R-2 (Multi-Family Residential), and R-3 (Mobile Home Park), to R-1-B (Single-Family Residential), R-2 (Multi-Family Residential), B-N (Neighborhood Business), B-T (Transitional

Business), and B-G (General Business), motion to adopt by Benjamin, seconded by Conque, and the vote was as follows:

YEAS: Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Menard

NAYS: None

ABSENT: Badeaux, Stevenson

ABSTAIN: None

*Motion was unanimously approved*

Before the voting on Ordinance O-062-2005, Eleanor Bouy, Director of Planning, Zoning & Codes, gave a brief summary on the Louisiana Avenue Comprehensive Rezoning and Overlay District. Bouy stated that this is a comprehensive rezoning of the Louisiana Avenue Corridor from East Willow Street to East Pont des Mouton. She stated that this was done at the request of the Council and included a six-month rezoning moratorium that expired at the end of February. Bouy requested that a piece of property at the intersection of I-10 and Louisiana Avenue be omitted from the Rezoning and Overlay District for a couple of months because it needs further study in the areas of materials, architecture, circulation, signage and landscaping. This has been agreed upon by the Planning Commission and should be ready for presentation to them by June.

(TAPE 1)(SIDE A)(617) Denise Womack, Zoning Manager, presented the comprehensive rezoning plan. Womack stated that the areas that were looked at started just north of Willow Street, extended to north of Pont des Mouton Road and have been divided into six separate tracts recommended to be rezoned as follows:

- Tract 1 - approximately 56.88 acre tract of land fronting the east and west sides of Louisiana Avenue (North of Willow Street on either side of Louisiana Avenue), reclassified from R-1-B, R-1-C and R-2 to B-N (Neighborhood Business).
- Tract 2 - approximately 44.55 acre tract of land fronting the east and west sides of Louisiana Avenue (south and west and north and east of the Hazeltine Property) reclassified from R-1-C to B-T (Transitional Business).
- Tract 3 - approximately 45.85 acre tract of land fronting the east and west side of Louisiana Avenue (extending north of the Dan Debaillon Coulee and extends to Shadow Bluff Drive on the east), reclassified from R-1-C to B-G (General Business).
- Tract 4 - approximately 26.50 acre tract of land east of Shadow Bluff Drive, reclassified from R-1-C to R-2 (Multi-family development), requested by the property owner.
- Tract 5 - approximately 33.51 acre tract of land north of U.S. I-10 and south of Pont des Mouton (part of Brown Park), reclassified from R-3 to R-1-B.
- Tract 6 - approximately 31.01 acre tract of land north of Pont des Mouton Road, reclassified from R-1-A to B-T.

(TAPE 1)(SIDE 2)(10) Rebekka Raines, Development Manager, made the presentation of the Overlay District. Raines explained that an Overlay District is a set of regulations placed over a specific geographic area but does not change the underlying zoning classification. She stated that it encourages originality and flexibility in the development of property and increases property value along the Louisiana corridor as well as protects the adjacent residential areas. She stated that the Overlay District is located east and west of Louisiana Avenue, from north of East Willow Street to north of East Pont des Mouton Road with the exception of the areas surrounding the Interstate 10-Louisiana Avenue Interchange. The main areas addressed were: Access Management, Storage, Architecture, Parking, Landscaping and Signage. Raines stated that these regulations shall apply to all buildings or structures, except for individual single-family dwellings.

Upon questioning by Bourgeois, Bouy stated that there were two meetings with the surrounding residents and the Commission and there was no opposition. She stated that the residents were very encouraged by the buffering that is built into the ordinance. Bouy also said that no metal sides will be allowed on exterior walls. Bourgeois thanked Bouy and her staff for doing a great job.

Benjamin also praised and thanked Bouy and the Planning and Zoning Department for the job they did on this project and asked for consistency and no variances.

(TAPE 1)(SIDE B)(256) Chair Menard announced that he will now go back to Item No. 4 and stated that Ordinance No. O-061-2005 has been amended as follows:

Page 2: in the "DESCRIPTION OF THE AREA" section the following is added, "*with the exception of the areas surrounding the Interstate 10 - Louisiana Avenue Interchange.*" and the date of the map is changed to "*April 18, 2005*".

Page 7: "PARKING" section, in #3 - the word "*possible*" is changed to "*practical*" and in #5 the word "*retail*" is added and "*5.5 spaces*" is changed to "*5 spaces*".

Page 9: "SIGN STANDARD" section, in #1 - the following is deleted "*with the exception of signs within 1000 feet of the centerline of Interstate 10 and no more than 60 feet in height*"

(TAPE 1)(SIDE B)(274) AGENDA ITEM NO. 4: O-061-2005 An ordinance of the Lafayette City-Parish Council amending the Comprehensive Zoning Ordinance and the City of Lafayette Subdivision Regulations to establish the Louisiana Avenue Zoning and Development Overlay District, Case No. ZON2005-005 Louisiana Avenue Zoning and Development Overlay District, motion to adopt as amended by Bourgeois, seconded by Mouton, and the vote was as follows:

YEAS: Bourgeois, Williams, Benjamin, Broussard, Conque, Mouton, Menard

NAYS: None

ABSENT: Badeaux, Stevenson

ABSTAIN: None

*Motion was unanimously approved.*

David Scottie Malveau signed in to speak but passed.

(TAPE 1)(SIDE B)(300) AGENDA ITEM NO. 6: O-087-2005 An ordinance of the Lafayette City-Parish Council amending the Comprehensive Zoning Ordinance and the official map of the City of Lafayette, providing for the annexation of additional land into the corporate limits of the City of Lafayette, Louisiana, Case No. ZON2005-008 West Willow Street/Bowers Road Annexation, located generally south of West Willow Street, east of Hebert Road, and north and south of Bowers Road, which is located within Lafayette City-Parish Council District No. 3 for voting purposes, and assigning zoning classifications of I-1 (Light Industry) and I-2 (Heavy Industry), motion to adopt by Williams, seconded by Bourgeois, and the vote was as follows:

YEAS: Bourgeois, Williams, Conque, Mouton, Menard

NAYS: None

ABSENT: Badeaux, Benjamin, Broussard, Stevenson

ABSTAIN: None

*Motion was unanimously approved.*

Upon questioning by Williams, Frank Thibeaux, Annexation Coordinator, stated that in order to annex the rest of the property on Bowers Road and Hebert Road, the owners would need to sign the annexation petition and at this time they are opposed to it.

Terry Huval, Director of Utilities, acknowledged that the property is for future use and is proposed to be used for storage and an office building. He emphasized that there will not be a power plant built on the property.

Jeffery Landry signed in to speak but passed.

(TAPE 1)(SIDE B)(391)(AGENDA ITEM NO. 7: O-088-2005 An ordinance of the Lafayette City-Parish Council amending the Comprehensive Zoning Ordinance and the official map of the City of Lafayette, providing for the annexation of additional land into the corporate limits of the City of Lafayette, Louisiana, Case No. ZON2005-009 Southwest Automotive Properties Annexation, located generally west of Johnston Street, north of Manchester Circle, and south of Duhon Road, which is located within Lafayette City-Parish Council District No. 5 for voting purposes, and assigning a zoning classification of B-G (General Business), motion to adopt by Broussard, seconded by Conque, and the vote was as follows:

YEAS: Bourgeois, Broussard, Conque, Mouton, Menard

NAYS: Williams

ABSENT: Badeaux, Benjamin, Stevenson

ABSTAIN: None

*Motion was approved.*

#### (AGENDA ITEM NO. 8: **REPORTS AND/OR DISCUSSION ITEMS**

(TAPE 1)(SIDE B)(420) 8b. Update on Annexation Process.

Eleanor Bouy, Director of Planning, Zoning & Codes presented an update on properties that are being considered for annexation which was prepared by Frank Thibeaux. She stated that the list has been prioritized by ease of annexation and all of these properties will be pursued.

Upon questioning by Williams, Bouy explained that most of the residents of the properties on the list have not been contacted in a long time but they plan on treating each one like it is a new

annexation and start from scratch. Thibeaux informed Williams that the first step is to identify the property owners and hopefully they should be contacted within the next eighteen months.

Williams asked that an update on the annexation be given in six months.

Upon further questioning by Williams on the annexation of the property near Carencro, Thibeaux stated that Pat Ottinger has been in contact with the Carencro City Attorney and there have been other talks ongoing between the two governments. He said that he thinks both groups are ready to give the residents an opportunity to decide if they want to be in Lafayette or Carencro.

Stanley stated that he received a verbal commitment from the Mayor of Carencro and they expressed that they have no interest in sealing Lafayette off in that area. He also informed the Council that they agreed that the de-annexation of Grand Stakes would be the cleanest way to proceed. They are pursuing something formally in writing from the City of Carencro so the City Attorney can proceed with the de-annexation. Stanley said that the annexation team can proceed with the interest in protecting the corridor regardless of what happens with the de-annexation.

Williams requested that this be put on the same agenda as the update on the annexation, in six months.

Upon questioning by Conque, Thibeaux stated that the Lafayette Regional Airport property is currently being pursued for annexation.

(TAPE 2)(SIDE A)(001) 8c. Discuss trees and landscaping in clover leafs.

Upon questioning by Bourgeois, Pat Logan, Public Works Associate Director, informed the Council of the schedule for maintaining the clover leafs on I-10 and will get more detailed information about the maintenance to the Council. He stated that Public Works does not have enough manpower to keep it manicured and will get with DOTD to see if more funding is available.

Bourgeois stated that he is working on a plan for the maintenance of this area which he will present to the Administration and the Council.

(TAPE 2)(SIDE A)(127) 8d. Discuss restoration of LCG Bus Route #45.

Dianne Arceneaux requested that Bus Route #45 be reinstated to its original schedule as per the petition presented to the Council.

Upon questioning by Williams, Marvin Leonard, Transit & Parking Manager, stated that there was a second bus put on Route 45 and the only difference was that one started on the North and one started at the Terminal, with routes running every 30 minutes. He stated that one of the buses was removed from the route because of the request to transport people in other areas with greater job opportunities and also because of the lack of riders on the second route on Route 45. Leonard said that the current bus on Route 45 runs every hour and still covers 100% of the stops. He also informed the Council that only 30% of the names on the petition presented by Ms. Arceneaux live on or near the route.

Person addressing the Council was Richard Phelps.

(TAPE 2)(SIDE A)(345) 8e. Recognize Herman Guillory to discuss COLT bus drivers concerns.

Herman Guillory, President of FASCME Local 1150, stated that he is representing the bus drivers. Mr. Guillory presented a letter stating the following bus drivers concerns: Salaries; Cleaning of Buses, Fare Box Operation, Coke Fund and Memorial Weekend lunch for City Employees.

Stanley stated that the Administration has met with Mr. Guillory at least three times and is trying to work out some of the problems. He stated that the Administration agrees that the salaries need to be raised. Stanley said that the Administration has responded to most of the concerns but some of the problems are not solvable at this time. As it pertains to the cleaning of the buses, the administration is looking at more manpower or contracting it out which takes more money.

Guillory brought up the issue of an investigation at the terminal over the Coke Fund. Stanley stated that there is an investigation underway involving this fund that does not involve the

department. There are issues involving Louisiana Ethics Laws that do not concern Mr. Guillory and this is not an appropriate form for this discussion. Stanley emphasized that the employees in Mr. Guillory's division are not under investigation involving the Coke Fund.

Guillory stated that the bus drivers are no longer invited to a dinner held on the Friday before Memorial Day for employees. Stanley stated that he is not aware of what Mr. Guillory is referring to but he will check into it.

Menard opined that this is not a Council issue and the majority of the issues are not Council functions. He stated that the Administration handles the day-to-day operations.

Williams agreed and requested that Mr. Guillory be notified of the date of the budget discussions for Transit Division and that Mr. Stanley respond to the new issues that were brought up that are Administrative in nature.

Benjamin opined that there seems to be a breakdown in communication.

(TAPE 2)(SIDE B)(128) 8f. Recognize Rita Dishongh to discuss animal abuse on John Wayne Drive.

Ms. Dishongh informed the Council of problems with animals along John Wayne Drive.

Police Chief Randy Hundley stated that there have been over 47 complaints from Ms. Dishongh about animal abuse that the police have responded to which have never been substantiated.

Mouton informed Ms. Dishongh that he will meet with her and the Police Department personnel to discuss her issues and see if something can be done.

Diane Morton signed in, did not wish to speak, but did state that she supported Ms. Dishongh.

### **COMMENTS FROM THE PUBLIC**

(TAPE 2)(SIDE B)(287) AGENDA ITEM 9. Comments from the public on other matters.

The following individuals addressed the Council:

- Helen Burley - Wants a law passed to make it illegal to use a cell phone while operating a vehicle.
- Gayle Landry - Thanked Councilman Bourgeois, Tony Tramel, Dee Stanley and the Council for the installation of a turn signal at the corner of Pont Des Mouton and Moss Street.
- Mary Garrick - Would like the name of the Cajun Dome changed to reflect all cultures.
- Lewis Kellogg - Requested an ordinance mandating that dumpsters have to be closed and wants to make sure that Lafayette City Tax Dollars are not spent on the renovations to LaNeuville Road.
- Shelby Williams - Asked that there be no variance given to the junk vehicle ordinance.
- Richard Phelps - Discussed non-directional lighting and sidewalks as it pertains to physically impaired individuals. He also informed the Council about funds that may be available for sensitivity training for police officers on how to handle the physically challenged.
- George Bentley - Would like his property returned to him that was taken when he was arrested on September 25th.

(TAPE 3)(SIDE A)(032)

- Andy Hebert - Petition of grievance on his City of Lafayette Property Tax.
- Jeffery Landry - Concerned about signage on I-10 coming from Baton Rouge and infrastructure on the Northside on I-49 coming from Opelousas.

The following individuals signed in but did not speak: Harold Arceneaux and Jodie Roger.

Menard applauded City Employees and all of the volunteers for a successful Festival International. He also asked Dee Stanley to check into who was responsible for the parking tickets given during the Festival on Saturday when the parking regulations are not normally enforced on the weekends.

**ADJOURN**

(TAPE 3)(SIDE A)(158) There being no further business to come before the Council, Chair Menard declared the Regular Meeting adjourned.

/s/ Norma A. Dugas  
NORMA A. DUGAS, CLERK  
LAFAYETTE CITY-PARISH COUNCIL